Scott. II-4—10,000—11-4-21.

Law (192 /) Department.
General

Ordinary SERIES.

G.O. No. 1187

DATED 24th August 1921

[Despatch Abstract.]

Motor Vehicles Rules Amendment of Rules 6- Proposal of the District Magistrate South Kanara-- not approved.

Law(gl) 2362-b

C.F.—29.

HOME (JUDICIAL) **DEPARTMENT.** 27.6.21

Received ..... 191 . *Registered* ..... 191 .

Subject.

Renewal of Registration certificates issued in other Presidencies.

Enclosures.
No.
Spare copies

L. Dis. **No.** 1297-21-M.

Station Mangalore , *Dated the* 18th June 1921.

From (Name) R. H. Ellis, Esquire, I.C.S.,

(Designation) District Magistrate, South Kanara.

To The Secretary to the Government of Madras,

Home (Judicial) Department.

Sir,

An instance has come to my notice in which the ----- Registration certificate issued by the Commissioner of ---- Police, Bombay, in respect of a certain motor car has been renewed by the District Superintendent of Police of this -- district. The certificate shows that the motor car in --- question was originally owned by Messrs. A.J. Saldanha & Sons, Mangalore, when the vehicle was first registered in - Bombay. Subsequently it was sold to the Mangalore Motor Works. Under rule 6 of the motor vehicle rules framed --- under section 11 of the Motor Vehicles Act, 1914, every --- transfer of ownership must forthwith be reported to the ---

× page 19 of G.O. 1427 of 1-6-16 flag O.

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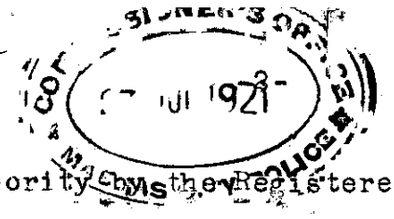
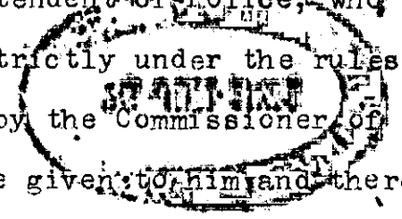


Registering authority by the Registered owner and by the ----- transferee. In this case intimation of transfer of ownership was given only to the District Superintendent of Police, who - is the Registering authority here. Strictly under the rules, registration should have been renewed by the Commissioner of - Police, Bombay, and notification of sale given to him and there is no provision in the rules which would authorise the District Superintendent of Police to receive the notification and renew the registration. I therefore beg to suggest that in cases of this kind the District Superintendent of Police in the district concerned in this Presidency should have power to act.



Bombay

P Ramanbai
21.6.21

For Dt. Magistrate.

M. S. R. /20-6.

21.11-21

21 6 21

Law (Genl) Deptt

C No. 2862

Endt No. 2362 C-I dt 23-7-21

Referred to Secretariat for remarks, if any amendment C.R. to rule 6 of the Motor Vehicles Rules is considered necessary the commr is requested to submit a draft of the amendment for the approval of the Govt.

M.V.V.
21-7-21

Secretariat

DR 26 JUL 1921

One Secretariat file (with CF in original)

No amendment is proposed to bylaw No 6 by the Commr of Police in his main file regarding amendments to the rules framed under the Motor Vehicle Act & so this case may be taken up & examined separately

CR
DAT.

Up to Law (Reg)

22/7/21

Remind after one month

M.V.V
21-7-21

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C.F.—5

11-19. Law (General) **DEPARTMENT.**

Received ... 191

Registered G.O. 2877C 191
6-8-21

Subject

Submitting remarks on the Government Endorsement No.2362.C-1, dated the 23rd July 1921 regarding the -- amendment to rule 6 of the Motor Vehicles Rules.

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Enclosures.
No. one.
Spare copies Nil

R.C. No. 426/Ins-1/21

Station Madras., Dated the 4th August 1921. 191
5th

From (Name) C.B.N.Pelly Esq., B.A.,

(Designation) Commissioner of Police,
P.B.No.751, Madras.

To The Secretary to Government,
Law (General) Department,
Fort Saint George, MADRAS.

Sir,

In reply to Government Law (General) Department -- Endorsement No.2362.C-1, dated the 23rd July 1921, I have th honour to offer the following remarks:-

The motor car was presumably bought and registered in -- Bombay by Messrs.Saldanha & Co., and subsequently sold to t Mangalore Motor Works. The date of original registration the car in Bombay is not given. Contrary to the practice and rules in force in this Presidency whereby a car once re-gistered is not required to be re-registered, Bombay requ that a car should be re-registered every 12 months. The facts of the case are not quite clear from the District Magistrate's letter. The original owner and the transfer

should

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should under rule 6 of the Motor Vehicles Rules have notified the transfer of ownership to the Commissioner of Police, Bombay but, as the transfer was notified to - the Superintendent of Police, South Kanara it would have been a simple matter for him to have forwarded the intimation to the Bombay registering authorities or have told the parties to do so in which case Bombay would have sent intimation to the South Kanara registering authority informing him that the Bombay registration license had either run out or if the license was still current, would have made a - note of the address of the new owner of the car and when the license had run out would then have notified the South Kanara registering authority of the fact, and would have told him to direct the owner to have the car re-registered in South --- Kanara. Instances of this kind are frequently occurring in this office.

Under the circumstances I do not think that an amendment to rule 6 of the Motor Vehicles Rules is necessary in respect of cases similar to the one quoted. I would however draw the attention of the Government to the fact that a very large - - revenue is being lost every year by not making a rule similar to that prevailing in Bombay and I believe in Calcutta that all motor vehicles should be re-registered annually.

I have the honour to be,

S i r,

Your most obedient servant,

4.8.21

COMMISSIONER OF POLICE.

Sectt. II-10 (a)—26,536—11-4-21.

Law (GI) DEPARTMENT.

	Date.	Initials.
When received for Fair-copying.		
When copied		
When examined		
When signed ..		
When despatched		

Motor Vehicles Rules – Amendment of Rule 6 Proposal of the D.M. South Kanara – not approved.

I

READ AG G.O. No. 1427 (Jud), dated 1. 6. 1926.

" " " " " " 192 .

READ ALSO:—

II

C. No. 2362, From the D.M. South Kanara L.D. No. 1297-21-M dated 18. 6. 1921.

III

" " Endt to " Comr of Police, Madras " 2362C-1 " 23. 7. 1921.

IV

" " 2877 From " " " " Re 426/~~Govt~~ " 4/5. 8. 1921.

ORDER.

No. 1187, dated 24 8 192 1

Mis

The Govt. agree with the Commissioner of Police, Madras, that no amendment to Rule 6 of the Madras Motor Vehicles Rules is called for to meet cases similar to the one reported by the D.M. South Kanara They consider that, in such cases, the procedure suggested by the Comr of Police should be followed.

OR. 22.8.21.

M.V. 22.8.21

RVK 23/8

DESPATCHED 24 AUG. 1921

To

Rai Sahib

D.M. South Kanara (2 I, II A, III, IV to)

Comr of Police (2 cys)

RVK 23/8

note of course a copy of the letter of the Comr of Police will be forwarded to the D. M. of South Canara RVK 23/8